
HOUSE BILL No. 1890

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-18-2.

Synopsis: Information on vehicle registration. Provides that a person who knowingly or intentionally furnishes false information on a motor vehicle registration commits a Class B misdemeanor. Makes conforming amendments.

Effective: July 1, 2003.

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January 23, 2003, read first time and referred to Committee on Roads and Transportation.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1890

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-18-2-1, AS AMENDED BY P.L.181-1999,
2 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 1. (a) Within sixty (60) days of becoming an
4 Indiana resident, a person must register all motor vehicles owned by
5 the person that:
6 (1) are subject to the motor vehicle excise tax under IC 6-6-5; and
7 (2) will be operated in Indiana.
8 (b) Within sixty (60) days after becoming an Indiana resident, a
9 person must register all commercial vehicles owned by the person that:
10 (1) are subject to the commercial vehicle excise tax under
11 IC 6-6-5.5;
12 (2) are not subject to proportional registration under the
13 International Registration Plan; and
14 (3) will be operated in Indiana.
15 (c) A person must produce evidence concerning the date on which
16 the person became an Indiana resident.
17 (d) Except as provided in subsection (e), an Indiana resident must



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1 register all motor vehicles operated in Indiana **under the conditions of**
 2 **and in the manner provided by:**

- 3 (1) IC 4-1-8-1(b);
 4 (2) IC 6-6-5-6(a);
 5 (3) IC 6-6-5-8; and
 6 (4) section 16 of this chapter.

7 (e) An Indiana resident who has a legal residence in a state that is
 8 not contiguous to Indiana may operate a motor vehicle in Indiana for
 9 not more than sixty (60) days without registering the motor vehicle in
 10 Indiana.

11 (f) An Indiana resident who has registered a motor vehicle in
 12 Indiana in any previous registration year is not required to register the
 13 motor vehicle, is not required to pay motor vehicle excise tax under
 14 IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5 on the
 15 motor vehicle, and is exempt from property tax on the motor vehicle for
 16 any registration year in which:

- 17 (1) the Indiana resident is:
 18 (A) an active member of the armed forces of the United States;
 19 and
 20 (B) assigned to a duty station outside Indiana; and
 21 (2) the motor vehicle is not operated inside or outside Indiana.

22 This subsection may not be construed as granting the bureau authority
 23 to require the registration of any vehicle that is not operated in Indiana.

24 (g) When an Indiana resident registers a motor vehicle in Indiana
 25 after the period of exemption described in subsection (f), the Indiana
 26 resident may submit an affidavit that:

- 27 (1) states facts demonstrating that the motor vehicle is a motor
 28 vehicle described in subsection (e); and
 29 (2) is signed by the owner of the motor vehicle under penalties of
 30 perjury;

31 as sufficient proof that the owner of the motor vehicle is not required
 32 to register the motor vehicle during a registration year described in
 33 subsection (f). The commission or bureau may not require the Indiana
 34 resident to pay any civil penalty or any reinstatement or other fee that
 35 is not also charged to other motor vehicles being registered in the same
 36 registration year.

37 SECTION 2. IC 9-18-2-16, AS AMENDED BY P.L.63-2000,
 38 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2003]: Sec. 16. (a) A person who owns a vehicle must sign an
 40 application in ink to register the vehicle.

41 (b) An application to register a vehicle must contain the following:

- 42 (1) The:

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(A) name, bona fide residence, and mailing address, including the name of the county, of the person who owns the vehicle; or
 (B) business address, including the name of the county, of the person that owns the vehicle if the person is a firm, a partnership, an association, a corporation, a limited liability company, or a unit of government.

If the vehicle that is being registered has been leased and is subject to the motor vehicle excise tax under IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5, the application must contain the address of the person who is leasing the vehicle **and any information required under IC 6-6-5-8.** If the vehicle that is being registered has been leased and is not subject to the motor vehicle excise tax under IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5, the application must contain the address of the person who owns the vehicle, the person who is the lessor of the vehicle, or the person who is the lessee of the vehicle. If a leased vehicle is to be registered under the International Registration Plan, the registration procedures are governed by the terms of the plan.

(2) A brief description of the vehicle to be registered, including the following information if available:

- (A) The name of the manufacturer of the vehicle.
- (B) The vehicle identification number.
- (C) The manufacturer's rated capacity if the vehicle is a truck, tractor, trailer, or semitrailer.
- (D) The type of body of the vehicle.
- (E) The model year of the vehicle.
- (F) Any other information reasonably required by the bureau to enable the bureau to determine if the vehicle may be registered. The bureau may request the person applying for registration to provide the vehicle's odometer reading.

(3) A space on the application in which the person registering the vehicle may indicate the person's desire to donate money to organizations that promote the procurement of organs for anatomical gifts. The space on the application must:

- (A) allow the person registering the vehicle to indicate the amount the person desires to donate; and
- (B) provide that the minimum amount a person may donate is one dollar (\$1).

Funds collected under this subdivision shall be deposited with the treasurer of state in a special account. The auditor of state shall monthly distribute the money in the special account to the

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1 anatomical gift promotion fund established by IC 16-19-3-26. The
 2 bureau may deduct from the funds collected under this
 3 subdivision the costs incurred by the bureau in implementing and
 4 administering this subdivision.

5 (c) The department of state revenue may audit records of persons
 6 who register trucks, trailers, semitrailers, buses, and rental cars under
 7 the International Registration Plan to verify the accuracy of the
 8 application and collect or refund fees due.

9 SECTION 3. IC 9-18-2-40 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 40. (a) This section
 11 does not apply to section **16(b)**, 43, or 44 of this chapter.

12 (b) A person who violates this chapter commits a Class C infraction.

13 (c) A person who owns or operates or permits the operation of a
 14 vehicle required to be registered under this chapter with expired license
 15 plates commits a Class C infraction.

16 SECTION 4. IC 9-18-2-40.1 IS ADDED TO THE INDIANA CODE
 17 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 18 1, 2003]: **Sec. 40.1. A person who knowingly violates section 16(b)**
 19 **of this chapter commits a Class B misdemeanor.**

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